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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/611,503	07/01/2003	Joann J. Ordille	502082-A-01-US (Ordille)	4423
7590 Ryan, Mason & Lewis, LLP Suite 205 1300 Post Road Fairfield, CT 06824		01/25/2008	EXAMINER PHAN, JOSEPH T	
			ART UNIT 2614	PAPER NUMBER
			MAIL DATE 01/25/2008	DELIVERY MODE PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary	Application No. 10/611,503	Applicant(s) ORDILLE ET AL.	
	Examiner Joseph T. Phan	Art Unit 2614	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 02 November 2007.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-26 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-26 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Response to Arguments

1. Applicant's arguments, see page 6, filed 11/02/2007, with respect to the rejection(s) of claim(s) 1-26 under USC 102(b) have been fully considered and are persuasive. Therefore, the rejection has been withdrawn. However, upon further consideration, a new ground(s) of rejection is made in view of Rogers et al., Patent #5,946,386 because Rogers discloses the pending claims.

2. ***Claim Rejections - 35 USC § 102***

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

Claims 1-26 rejected under 35 U.S.C. 102(b) as being anticipated by Rogers, Patent #5,946,386

Regarding claims 1, 17, and 26 Rogers teaches a method, an apparatus(101 Fig.1), and an article of manufacture(101 Fig.1) for providing a notification of an event, said method and apparatus comprising : a memory and at least one processor(201 Fig.2), coupled to the memory, operative to: receive a communication(111/118 Fig.1 and col.26 lines 47-64); in response to said receipt of said communication, perform the following:

determining an originating endpoint address on a network associated with said received communication(Fig.1, col.36 lines 33-45 and 56-62)

identifying one or more designated persons that have been previously designated for said

originating endpoint address, wherein at least one of said designated persons is not a sender of said communication(Fig.1, col.26 line 47-col.27 line 15)

generate a notification message, and send said notification message to said one or more designated persons(101 Fig.1, col.26 lines 56-64 and col.38 lines 4-5).

Regarding claim 2, Rogers teaches the method of claim 1, wherein said notification message is provided to said one or more designated persons in accordance with preference information specified by each of said one or more designated persons(101 Fig.1, col.2 lines 21-26 and col.38 lines 10-18).

Regarding claim 3, Rogers teaches the method of claim 1, wherein content for said notification message is obtained substantially close in time to when said notification message is provided to said one or more designated persons(col.37 line 42-col.38 line 5).

Regarding claim 4, Rogers teaches the method of claim 2, wherein said preference information includes at least one media preference(col.28 lines 8-55).

Regarding claim 5, Rogers teaches the method of claim 2, wherein said preference information includes at least one human language type preference(col.28 lines 8-55).

Regarding claim 6, Rogers teaches the method of claim 1 wherein said endpoint is identified based on a telephone number of a calling party associated with said communication(col.3 lines 30-55).

Regarding claim 7, Rogers teaches the method of claim 1, wherein said endpoint is identified based on an address associated with said communication(Fig.1 and col.3 lines 52-64).

Regarding claim 8, Rogers teaches the method of claim 1, wherein said identifying, generating and sending steps are performed in response to said received communication being

placed to a specified telephone number(col.3 lines 15-23).

Regarding claim 9, Rogers teaches the method of claim,1 , wherein said event is an emergency that has been reported to a receiver(col.3 lines 24-30).

Regarding claim 10, Rogers teaches the method of claim 1, wherein said event is a telephone call that has been placed to a help desk(101 Fig.1 is a help desk and col.3 lines 5-23).

Regarding claim 11, Rogers teaches the method of claim 1, further comprising the step of receiving at least one response to said notification message(col.26 line 56-col.27 line 34).

Regarding claim 12, Rogers teaches the method of claim 1, further comprising the step of receiving at least one status update from at least one of said one or more designated persons (col.27 lines 40-60).

Regarding claim 13, Rogers teaches the method of claim 1, further comprising the step of dispatching an appropriate response to said communication(col.37 lines 8-18).

Regarding claim 14, Rogers teaches the method of claim 13, further comprising the step of receiving at least one status update from a person associated with said appropriate response(col.27 lines 5-60).

Regarding claim 15, Rogers teaches the method of claim 1, further comprising the step of notifying at least one of said one or more designated persons of a status update(col.27 line 5-60).

Regarding claim 16, Rogers teaches the method of claim 1, wherein said notification message is provided to said one or more designated persons in accordance with a communication flow that describes whether each of said one or more designated persons is notified based on a response from one other of said one or more designated persons(col.26 line 46-col.27 line 60).

Regarding claim 18, Rogers teaches the apparatus of claim 17, wherein said notification

message is provided to said one or more designated persons in accordance with preference information specified by each of said one or more designated persons(col.26 line 46-col.27 line 60).

Regarding claim 19, Rogers teaches the apparatus of claim 17, wherein said endpoint is identified based on a telephone number of a calling party associated with said communication(col.3 lines 30-55).

Regarding claim 20, Rogers teaches the apparatus of claim 17, wherein said endpoint is identified based on an address associated with said communication(Fig.1 and col.3 lines 52-64).

Regarding claim 21, Rogers teaches the apparatus of claim 17 wherein said event is an emergency that has been reported to a receiver(Fig. 1 and col.3 lines 24-30).

Regarding claim 22, Rogers teaches the apparatus of claim 1.7, wherein said event is a telephone call that has been placed to a help desk(101 Fig.1 is a help desk and col.3 lines 5-23).

Regarding claim 23, Rogers teaches the apparatus of claim 1.7, wherein said processor is further configured to receive at least one response to said notification message(Fig.2, col.2 lines 34-49, and col.3 lines 12-36).

Regarding claim 24, Rogers teaches the apparatus of claim 17, wherein said processor is further configured to receive at least one status update(Fig.2, col.2 lines 34-49, and col.3 lines 12-36).

Regarding claim 25, Rogers teaches the apparatus of claim 17 wherein said processor is further configured to dispatch an appropriate response to said communication(col.37 lines 8-18).

Conclusion

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Any inquiry concerning this communication or earlier communications from the examiner should be directed to Joseph T. Phan whose telephone number is (571) 272-7544. The examiner can normally be reached on Mon-Fri 9am-6pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Fan Tsang can be reached on (571) 272-7547. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

JTP

January 17, 2007



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